

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

HEADWATER RESEARCH LLC

*Plaintiff,*

v.

SAMSUNG ELECTRONIC CO., LTD and  
SAMSUNG ELECTRONICS AMERICA, INC.,

*Defendants.*

Case No. 2:22-CV-00422-JRG-RSP

**DEFENDANTS' UNOPPOSED MOTION TO AMEND DOCKET CONTROL ORDER**

Defendants Samsung Electronics Co., Ltd. and Samsung Electronics America, Inc. (collectively, “Samsung” or “Defendants”) respectfully file this Unopposed Motion to Amend the Docket Control Order and would show the Court as follows. Plaintiff Headwater Research, LLC (“Headwater”) does not oppose the Motion.

The parties have been working diligently throughout this expert discovery period to prepare and serve expert reports. Additionally, the parties have been negotiating in good faith over an expert deposition schedule that accommodates both parties’ and the experts’ schedules. Given the number of experts involved, finding a workable scheduling arrangement for expert depositions within the current expert discovery period has proven difficult. Compounding this, certain experts have unavoidable conflicts within the current discovery period. In light of these scheduling conflicts, good cause exists for the proposed schedule modifications.

Samsung respectfully submits that a small extension to the strike/*Daubert* motion related deadlines, would help to alleviate the aforementioned scheduling conflicts and allow the parties to proceed with expert discovery with better efficiency. Headwater does not oppose.

No other deadlines will be affected by this amendment, nor will there be any disruption to the trial schedule. Under the requested extensions, responses to *Daubert*/strike motions would be due four days later than currently scheduled, which is still five weeks prior to the pre-trial conference.

Samsung represents that this Motion is not filed for the purposes of delay but rather so that justice may be served.

Accordingly, Samsung respectfully requests that the Court grant this Unopposed Motion to Amend the Docket Control Order (Dkt. No. 186) as follows:

Original Date	Amended Date	Event
May 24, 2024	May 28, 2024	*Response to Strike/ <i>Daubert</i> Motions. Responses to Strike/ <i>Daubert</i> motions that were filed prior to the motion deadline shall be due in accordance with Local Rule CV-7(e), not to exceed the deadline as set forth in this Docket Control Order. Motions for Summary Judgment shall comply with Local Rule CV-56.
May 24, 2024	May 24, 2024	*Response to Dispositive Motions. Responses to dispositive motions that were filed <u>prior</u> to the dispositive motion deadline, shall be due in accordance with Local Rule CV-7(e), not to exceed the deadline as set forth in this Docket Control Order. Motions for Summary Judgment shall comply with Local Rule CV-56.
May 10, 2024	May 14, 2024	*File Motions to Strike Expert Testimony (including <i>Daubert</i> Motions) regarding any damages-related expert opinions (Kennedy, Groehn, Ugone, Kline, Butler)  No motion to strike damages-related expert testimony (including a <i>Daubert</i> motion) may be filed after this date without leave of the Court.
May 10, 2024	<i>No change</i>	*File Motions to Strike Expert Testimony (including <i>Daubert</i> Motions) regarding any technical expert opinions (De la Iglesia, Schonfeld)  No motion to strike technical expert testimony (including a <i>Daubert</i> motion) may be filed after this date without leave of the Court.

Original Date	Amended Date	Event
May 10, 2024	<i>No change</i>	<p>*File Dispositive Motions</p> <p>No dispositive motion may be filed after this date without leave of the Court.</p> <p>Motions shall comply with Local Rule CV-56 and Local Rule CV-7. <u>Motions to extend page limits will only be granted in exceptional circumstances. Exceptional circumstances require more than agreement among the parties.</u></p>
May 9, 2024	<i>No change</i>	Deadline to Complete Expert Discovery

Dated: May 3, 2024

Respectfully submitted,

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**CERTIFICATE OF CONFERENCE**

Counsel for Plaintiff and counsel for Defendants have met and conferred in compliance with Local Rule CV-7(h). Plaintiff does not oppose this motion.

*/s/ Sara C. Fish*  
Sara C. Fish

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing document was filed electronically in compliance with Local Rule CV-5 on May 3, 2024. As of this date, all counsel of record had consented to electronic service and are being served with a copy of this document through the Court's CM/ECF system under Local Rule CV-5(a)(3)(A).

*/s/ Sara C. Fish*  
Sara C. Fish